

**BEFORE DELHI COOPERATIVE TRIBUNAL
GOVT. OF NCT OF DELHI
VIKAS BHAWAN, GROUND FLOOR, DELHI**

DAILY ORDERS

Order of 11.07.2025

11.07.2025

Present: Appellant in person.

Sh. R.P Sahu, Adv. for the Respondent Society appears through VC.

Quorum is not complete.

Appellant submits that he is still ready for settlement. Appellant shall visit the office of the respondent society on 19.07.2025 at 04:00PM to work out a settlement.

Let the parties explore possibility of settlement. The Respondent Society should be open to settling the account with permissible concessions. Respondent Society may also consider waiving off the penal interest and litigation expenses.

Ld. Counsel for the Society undertakes that no coercive action shall be taken against the Appellant, when he visits the society for settlement.

Adjourned for reporting settlement to 07.08.2025.

Copy of this order be given dasti to both the parties.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 086/2024/DCT

11.07.2025

Present: Sh. Brij Mohan, Attorney/Husband of the Appellant.

None for the Respondent Society.

Quorum is not complete.

Pleadings are complete in the matter. TCR has been received.

Adjourned for arguments to 31.10.2025.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

11.07.2025

Present: Sh. Dharmesh Kumar, Computer Operator of the Appellant Society and Sh. Rakesh Makhija, Adv. appears through VC.

Ms. Swati Singhania, Adv. for R1.

Sh. Animesh Kumar Gaba, Adv. for R2 appears through VC.

Quorum is not complete.

Ms. Swati on instructions from R1 submits that they have no objection to the appeal being heard and disposed off by the Chairman sitting single, de hors the quorum being incomplete. She has signed and filed the consent form. Same is taken on record.

Ms. Swati seeks more time to file reply to the appeal as well as to the application for stay. She undertakes to file reply within 15 days from today with an advance copy to the other side. Ms. Swati further submits that execution petition has so far not been filed. In the aforesaid facts and circumstances, there is no urgency.

Adjourned to 12.09.2025.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 130/2024/DCT

11.07.2025

Present: Ms. Renu Luka, Adv. for the Appellant appears through VC.

Sh. R.P Sahu, Adv. for the Respondent Society appears through VC.

Quorum is not complete.

Ms. Luka submits that appellant is out of station and shall visit the office of the society within 10 days from today and attempt to enter into settlement.

Adjourned to 07.08.2025.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

11.07.2025

Present: Appellant in person with Sh. Charul Chaudhary, Adv.

Sh. Rishi Devgan, AR and Sh. Ashutosh, Employee of the Respondent Society with Sh. Deepesh Kumar, Adv.

None for R2.

Quorum is not complete

Ld. Counsel for the Appellant submits that as per the settlement dated 15.05.2025, an amount of Rs. 70,000/- was to be paid today. However, appellant could afford to arrange only Rs. 40,000/- which has been transferred in the bank account of the society yesterday, i.e. 10.07.2025. One month's time is sought for making the balance amount of Rs. 30,000/-. Ld. Counsel for the Respondent Society on instructions from AR has strongly opposed the prayer. It is submitted that the appellant is only delaying in making the payment and has not complied with his undertaking dated 15.05.2025 as well. Therefore, a penalty is sought to be imposed.

This Tribunal is of the opinion that one last opportunity can be afforded to the appellant. Let payment be positively made by 08.08.2025 failing which settlement shall be deemed to have failed and appellant shall be liable to pay an amount of Rs. 169467/- as claimed by the respondent society.

Adjourned to 08.08.2025.

**(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)**

11.07.2025

Present: Ms. Payal, Adv. for the Appellant.

Sh. S.K. Sharma, Adv. for the Respondent Society appears through VC.

Quorum is not complete.

Sh. Sharma submits that loan account has been settled as the sureties and the principal borrower have made the entire payment. N.O.C has therefore, been issued to the principal borrower. Therefore, nothing survives in the present appeal.

Ms. Payal submits that appellants have a right to recover the amount from the principal borrower which society recovered from them.

This Tribunal is of the opinion that the dispute between the sureties and the principal borrower is not the subject matter of present appeal. The sureties shall be within their rights to institute a separate suit or a fresh petition. Ms. Payal prays for short adjournment for the instructions to be sought from the main Counsel.

Adjourned to 11.08.2025.

Interim order to continue.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

**Appeal Nos. 020/2014, 022/2015, 023/2015,
211/2014 & 183/2018/DCT**

11.07.2025

Present: Sh. R.K. Modi, Adv. for Veer Puru CGHS Ltd.
Appears through VC.

Sh. Amit Sharma, CAE of DCHFC except in Appeal No.
183/2018 in person and Sh. Amish Ram Dabas, Adv. appears
through VC.

Sh. Sandeep Kumar, Adv. for some of the individual
members

Quorum is not complete.

Ld. Counsels submits that they will their consent for
arguments to be heard and disposed off by the Chairman sitting
single, dehors the quorum being incomplete.

Adjourned for arguments to 12.09.2025 at 02:00PM.

**(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)**

Appeal No. 006/2019/DCT

11.07.2025

Present: Sh. R.K. Modi, Adv. for Veer Puru CGHS Ltd.
Appears through VC.

Sh. Amit Sharma, CAE of DCHFC in person and Sh. Amish Ram Dabas, Adv. appears through VC.

Sh. Sandeep Kumar, Adv. for some of the individual members

Quorum is not complete.

File taken up today on being pointed out by the Ld. Counsels that the appeal though not disposed off yet, is not being listed.

Adjourned to 12.09.2025 at 02:00PM to be taken up along with the connected matters.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

**Appeal Nos. 119/2022, 120/2022,
121/2022 & 123/2022/DCT**

11.07.2025

Present: Ms. Nisha Ranga, Adv. for the Appellant.

Sh. Rajeev Vig, Adv. for the Respondent Society.

Quorum is not complete.

It is noticed that the principal borrowers have not been appearing. Let fresh notice be issued to the principal borrowers on filing of PF, dasti with liberty to the appellant to affix notice on the main gate of the principal borrowers in case of their non availability at the addresses mentioned.

Notice returnable on 09.09.2025.

Interim order to continue.

**(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)**

Appeal No. 118/2022/DCT

11.07.2025

Present: Ms. Nisha Ranga, Adv. for the Appellant.

Sh. Rajeev Vig, Adv. for the Respondent Society.

Quorum is not complete.

It is noticed that the principal borrowers have not been appearing. Let fresh notice be issued to the principal borrower on filing of PF, dasti with liberty to the appellant to affix notice on the main gate of the principal borrower in case of their non availability at the addresses mentioned.

Notice returnable on 09.09.2025.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

**BEFORE DELHI COOPERATIVE TRIBUNAL
GOVT. OF NCT OF DELHI
VIKAS BHAWAN, GROUND FLOOR, DELHI.**

Appeal No. 122/2022/DCT

In the matter of :

Sh. Satybhan Gupta

...Appellant

Vs.

Prem Coop. T&C Society Ltd. & Ors.

...Respondents

11.07.2025

Present: Ms. Nisha Ranga, Adv. for the Appellant.

Sh. Rajeev Vig, Adv. for the Respondent Society.

Sh. Vig submits that the society has recovered all the amounts due from the principal borrower. It is therefore, submitted that nothing survives in the present appeal. Ms. Ranga submits that the present appeal be disposed off as infructuous.

The present appeal is therefore, disposed off as infructuous.

File be consigned to record room.

2nd set be weeded out forthwith.

A copy of this order be sent to RCS, and TCR if any, be sent back to the concerned branch of RCS.

**(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)**

11.07.2025

Present: Appellant in person.

Sh. Naveen Rathore, AR of the Respondent Bank in person
and Sh. Ankur Gupta, Adv.

Quorum is not complete.

Appellant submits that he is prepared to settle the matter in case the calculations are made on the basis of award passed giving a rest of interest of period from 2011-16 as no demand was made between 2011-16. To show his Bonafede, he volunteers to bring a demand draft of Rs. 1,00,000/- in favour of the Respondent Bank on the adjourned date.

Adjourned to 29.08.2025.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

11.07.2025

Present: Shri Bhagwan, President of the Appellant Society with Sh. Sandeep Kumar, Adv.

Sh. Sandeep Kumar submits that the respondent by way of petition u/s 70 of the DCS Act has raised dispute about the demand notice dated 04.11.2022 whereas the society had in the past as well issued notices on 21.07.2014. It is submitted that between 2014 to 2022, Sh. Maheshwari remained part of the Managing Committee and therefore, the demand notices were not raised. It is further submitted by Sh. Sandeep Kumar that the petition u/s 70 of the DCS Act is patently time-barred and the limitation is to be reckoned from the first notice dated 21.07.2014.

Issue notice in the appeal to the Respondent. At this stage, an application UO1R10 CPC has been moved seeking to implead Sh. Mukesh Mittal and Smt. Anju Mittal as parties, who are allegedly the subsequent buyers. Amended memo of parties is taken on record.

At this stage, it is pointed out that the original respondents i.e. R-2 & R-3 have filed Caveat Petition.

Sh.Sandeep Kumar, counsel for the appellant/ Society submits that respondents no.-2 & 3 have no interest in the present matter as they have already sold off the property to R-4 & R-5.

Issue notice to R1 to R5 on filing of PF/RC dasti returnable on 01.08.2025.

Office is directed to explain as to why advance notice was not served upon the R-2 & R-3/ Caveators.

Meanwhile it is directed that the Arbitrator shall not dispose off the petition during the pendency of the appeal.

Notice returnable on 01.08.2025.

Copy of this order be given dasti to the appellant.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 046/2025/DCT

11.07.2025

Present: Sh. Akshit Sachdeva, Adv. for the
Applicant/Respondent.

File taken up on an application seeking vacation of stay.

Issue notice in the application to the appellant to be served
through his Counsel Sh. Anil Kumar on filing of PF/RC returnable
on the date already fixed, i.e. 30.07.2025.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)